

REMARKS

This responds to the Office Action mailed on January 19, 2006, and the references cited therewith.

Claims 1, 4, 13, 16, 17, 21, 24, 28, 30, and 32-35 are amended, claim 36 is canceled, and no claims are added; as a result, claims 1-35 are now pending in this application.

§102 Rejection of the Claims

Claims 1-36 were rejected under 35 U.S.C. § 102(b) for anticipation by Albert et al. (PN: 2003/0177389; hereinafter referred to as Albert). Applicants have canceled claim 36.

Applicants respectfully submit that Albert does not anticipate the claimed invention, as set forth in claims 1-35.

Anticipation requires the disclosure in a single prior art reference of each element of the claim under consideration. See MPEP §2131. It is not enough, however, that the prior art reference discloses all the claimed elements in isolation. Rather, “[a]nticipation requires the presence in a single prior reference disclosure of each and every element of the claimed invention, *arranged as in the claim.*” *Lindemann Maschinenfabrik GmbH v. American Hoist & Derrick Co.*, 730 F.2d 1452, 221 USPQ 481, 485 (Fed. Cir. 1984) (citing *Connell v. Sears, Roebuck & Co.*, 722 F.2d 1542, 220 USPQ 193 (Fed. Cir. 1983)) (emphasis added).

Discussion of Claims 1 and 30

Claim 1 recites:

performing, in a first service access provider, operations including... receiving an access request from a client access device, the access request requesting access to a network, wherein a user associated with the client access device is a subscriber of a second service access provider... transmitting the client device configuration data destined for the second service access provider, wherein the second service access provider is operable to process the client device configuration data and selectively grant the client access device access to the network based upon the client device configuration data; and receiving an indication about whether the client access device is granted access to the network, the indication originating from the second service access provider.

Applicants submit that Albert does not teach or suggest the cited claim features. For example, Albert does not teach or suggest a first and a second service access provider. Without first and second service access providers, Albert certainly does not teach or suggest transmitting client access device configuration data from the first service access provider to the second access provider (to which a user is subscribed) to selectively grant network access.

Claim 30 includes features similar to those recited in claim 1. For at least these reasons, Applicants submit that Albert does not teach or suggest each and every element of claims 1 and 30.

Discussion of Claim 16

Claim 16 recites, “a second service access provider to receive the authentication information and the client device configuration data from the first service access provider, to process the received client device configuration data, and to selectively grant the client access device access to the network based upon the received client device configuration data.” For at least reasons similar to those noted in the discussion of claim 1, Applicants submit that Albert does not teach or suggest each and every element of claim 16.

Discussion of Claims 32 and 34

Claim 32 recites, “requesting, from a first service access provider, access to the network, the requesting via a second service access provider...wherein the user is a subscriber of the first service access provider.” Applicants submit that Albert does not teach or suggest the cited claim features.

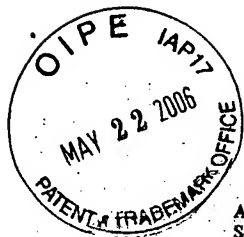
Claim 34 includes features similar to the cited features of claim 32. For at least these reasons, Applicants submit that Albert does not teach or suggest each and every element of claims 32 and 34.

Discussion of Claims 2-15, 17-29, 31, 33, and 35

Claims 2-15, 17-29, 31, 33, and 35 each depend, directly or indirectly, on one of claims 1, 16, 30, 32, or 34. For at least the reasons noted above, Applicants submit that Albert does not teach or suggest each and every element of claims 2-15, 17-29, 31, 33, and 35.

Reservation of Rights

Applicants do not admit that documents cited under 35 U.S.C. §§ 102(a), 102(e), 103/102(a), or 103/102(e) are prior art, and reserves the right to swear behind them at a later date. Arguments presented to distinguish such documents should not be construed as admissions that the documents are prior art. Applicants also reserve the right to pursue canceled and originally filed claims in a continuation application. Furthermore, Applicants do not acquiesce to any of the Examiner's assertions about the claims or the cited documents and reserves the right to argue these assertions in the future.



AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

Serial Number: 10/821,313

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Title: METHOD AND SYSTEM FOR VERIFYING THE CONFIGURATION OF AN ACCESS DEVICE

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Dkt: 2062.024US1

CONCLUSION

Applicants respectfully submit that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicants's attorney at 408-278-4042 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18 day of May, 2006.

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